



Doc EL972615286US

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/826,853
	Filing Date	April 16, 2004
	First Named Inventor	Thomas P. Foran
	Art Unit	2859
	Examiner Name	Tania C. Courson
Total Number of Pages in This Submission	Attorney Docket Number	EMP-133US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Amendment Transmittal Letter
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	Certificate of Express Mail
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	Return Postcard
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Jansson, Shupe & Munger, Ltd. 245 Main Street, Racine, WI 53403		
Signature			
Printed name	Richard W. White		
Date	June 1, 2005	Reg. No.	50,601

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Typed or printed name	Name: Sharon Janus	
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	Signature	Date 6/1/05

**AMENDMENT TRANSMITTAL LETTER (Small Entity)**Applicant(s): **Thomas P. Foran**

Docket No.

**EMP-133US**

Application No.

**10/826,853**

Filing Date

**April 16, 2004**

Examiner

**Tania C. Courson**

Customer No.

**24314**

Group Art Unit

**2859**

Confirmation No.

**2086**Invention: **OVERMOLDED VIAL FOR USE WITH A LEVEL****COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

☐ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

**CLAIMS AS AMENDED**

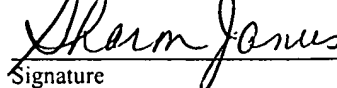
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	21 -	20 =	1	x \$25.00	\$25.00
INDEP. CLAIMS	3 -	3 =	0	x \$100.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$25.00

☐ No additional fee is required for amendment.☒ Please charge Deposit Account No. **10-0270** in the amount of **\$25.00**☐ A check in the amount of to cover the filing fee is enclosed.☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **10-0270**☒ Any additional filing fees required under 37 C.F.R. 1.16.☒ Any patent application processing fees under 37 CFR 1.17.☐ Payment by credit card. Form PTO-2038 is attached.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**  
SignatureDated: **June 1, 2005****Richard W. White, Reg. No. 50,601**  
**Jansson, Shupe & Munger, Ltd.**  
**245 Main Street**  
**Racine, WI 53403**

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Name: Sharon Janus

  
Signature**June 1, 2005**  
Date 6/1/05

cc:



6-2-05

IFC  
✓\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of: )  
Thomas P. Foran )  
Serial No. 10/826,853 ) Group Art Unit: 2859  
Filed: April 16, 2004 ) Examiner: Tania C. Courson  
Title: OVERMOLDED VIAL )  
FOR USE WITH A LEVEL )

Hon. Commissioner of Patent and Trademarks  
Mail Stop Amendment  
Washington, D.C. 20231

**AMENDMENT AND RESPONSE TO ELECTION REQUIREMENT**

Sir:

**INTRODUCTORY COMMENTS**

In response to the Office communication mailed on May 3, 2005, please amend the application and consider the remarks that follow:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** begins on page 8 of this paper.

**Amendments to the Drawings** begins on page 12 of this paper.

**Remarks** begin on page 13 of this paper.

**Replacement Sheets** of drawings in the application are attached following page 14 of this paper.